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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

MICHAEL GAINES, an individual,

Plaintiff,

v.

HARRAH'S ENTERTAINMENT, INC., a
Nevada Corporation dba RIO HOTEL &
CASINO; DOES I-X; ROE ENTITIES I-X,

Defendants.

Case No. 2:10-cv-00569-ECR-PAL

**STIPULATION AND ORDER TO
VACATE THE EARLY NEUTRAL
EVALUATION SESSION AND FOR
DISMISSAL WITH PREJUDICE**

ORDER GRANTING

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff Michael Gaines and Defendant Harrah's Entertainment, Inc. (misidentified in the Complaint and caption as dba Rio Hotel & Casino), through their undersigned counsel of record, that:

1. The Early Neutral Evaluation session scheduled for November 17, 2010 at 9:00 a.m. in the above entitled matter be vacated; and

2. The above captioned matter be dismissed with prejudice, each party to bear its own attorneys' fees and costs.

Dated this 15th day of November, 2010.

ESTEBAN-TRINIDAD LAW

JACKSON LEWIS LLP

/s/ M. Lani Esteban-Trinidad
M. Lani Esteban-Trinidad
4315 North Rancho Drive, Ste. 100
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Attorneys for Plaintiff

/s/ Elayna J. Youchah
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3960 Howard Hughes Parkway, Ste. 450
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Attorneys for Defendant

ORDER OF DISMISSAL

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. The Early Neutral Evaluation session scheduled for November 17, 2010 at 9:00 a.m. in the above entitled action is VACATED; and
2. The above captioned matter is dismissed with prejudice, each party to bear its own attorneys' fees and costs.

The Clerk shall enter judgment accordingly.

Dated this 16th day of November, 2010.



U.S. District Judge